

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the **PATENT APPLICATION** of:

Brooks et al.

Patent No.: 7,640,362

Filed: January 31, 2001

For: ADAPTIVE COMPRESSION IN AN
EDGE ROUTER

Issued: December 29, 2009

Our File: TAN-2-1472.01.US

Date: February 18, 2010

**REQUEST FOR RECALCULATION OF PATENT
TERM ADJUSTMENT IN VIEW OF WYETH**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to the Interim Procedures for Patentees to Request a Recalculation of the Patent Term Adjustment to Comply with the Federal Circuit Decision in *Wyeth v. Kappos* Regarding the Overlapping Delay Provision of 35 U.S.C.154(b)(2)(A), Applicants respectfully request recalculation of the Patent Term Adjustment for United State Patent No. 7,640,362 issued on December 29, 2009. The Patentees' sole basis for requesting reconsideration of the patent term adjustment in the patent is the USPTO's pre-Wyeth interpretation of 35 U.S.C. 154(b)(2)(A). Form PTO/SB/131 is being filed within 180 days of the day the patent was granted.

Applicant: Brooks et al.
Patent No.: 7,640,362

If there any additional required, the Patentee respectfully requests that the undersigned be contacted.

Respectfully submitted,

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DWS/tc
Enclosure